



Docket No. AX-109 Cont.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Raffaele Becherucci et al.
Application No.: 10/774,336 Confirmation No.: 5266
Filed : February 6, 2004
For : WINDING CORES WITH STRATIFICATION
MOTION
Group Art Unit : 3654
Examiner : Emmanuel M. Marcelo

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.321(b,c)

Sir:

Axis U.S.A., Inc., a corporation organized and existing under the laws of Delaware and having an office and place of business at 14120 McCormick Drive, Tampa, Florida 33626, represents that it is the assignee of record of the entire right, title, and interest by assignment of the following United States patents and United States patent application:

1. United States Patent No. 6,533,208 for "WINDING CORES WITH STRATIFICATION MOTION" issued on March 18, 2003 on Application No. 09/632,281, filed August 4, 2000. An assignment of the '281 application to Axis U.S.A., Inc. was recorded on October 23, 2000, at Reel 011196, Frame 0783.

2. United States Patent No. 6,708,915 for "WINDING CORES WITH STRATIFICATION MOTION," which issued on

04/28/2005 HUBBEL R1 00000011 061075 10774336
01 FC:1814 20.00 DR 110.00 DP

March 23, 2004 on Application No. 10/350,925, was filed on January 22, 2003 as a continuation of the aforementioned Application No. 09/632,281, filed August 4, 2000. The assignment of the '281 application to Axis U.S.A., Inc. is effective for the '925 application as a continuation.

3. Application No. 10/774,336 was filed on February 6, 2004 as a continuation of the aforementioned Application No. 10/350,925, filed January 22, 2003. The assignment of the '281 application to Axis U.S.A., Inc. is effective for the '336 application as a continuation.

The undersigned, on behalf of Axis U.S.A., Inc., hereby disclaims the terminal portion of the term of any patent to be granted on the present application, Application No. 10/774,336, which would extend beyond the expiration date (currently believed to be August 4, 2020*) of the full statutory term of U.S. Patent No. 6,708,915.

The undersigned, on behalf of Axis U.S.A., Inc., agrees that any patent to be granted on the present Application No. 10/774,336 shall be enforceable only for and during such period as the legal title to such patent shall be the same as the legal title to said U.S. Patent No. 6,708,915, this agreement to run with any patent granted on Application No. 10/774,336 and to be binding upon the grantee of such patent and its successors and assigns.

* It is applicants' and assignee's intention that if any change in the patent statutes changes the expiration date of parent Patent 6,708,915, then the date beyond which the term of any patent to issue on this application is disclaimed shall change along with the expiration date of the parent patent.

The undersigned, on behalf of Axis U.S.A., Inc., does not disclaim any terminal part of the term of any patent, to be issued on the above-identified Application No. 10/774,336, that would extend beyond the expiration date of the full statutory term of U.S. Patent No. 6,708,915 in the event that U.S. Patent No. 6,708,915: (a) expires for failure to pay a maintenance fee, (b) is held unenforceable, (c) is found invalid, (d) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a, b), (e) has all claims canceled by a reexamination certificate, or (f) is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

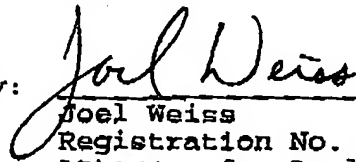
The undersigned hereby states and certifies that:

1. He is an attorney of record in the above-identified patent application and is authorized to act on behalf of the assignee corporation in connection with said application; and

2. The relevant evidentiary documents have been reviewed and, to the best of the undersigned's and assignee's knowledge and belief, title to the above-identified Application No. 10/350,925 is in the assignee.

Axis U.S.A., Inc.

By:



Joel Weiss
Registration No. 44,398
Attorney for Applicants
and Assignees
FISH & NEAVE IP GROUP
ROPES & GRAY LLP
Customer No. 1473
1251 Avenue of the Americas
New York, New York 10020-1104
Tel.: (212) 596-9000
Fax: (212) 596-9090